

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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PHILLIP MORRIS USA INC.

Plaintiff,

- against -

CV-03-1161 (CPS)

MEMORANDUM OPINION
AND ORDER

MARLBORO EXPRESS, TOBACCO TRADERS
AND TRUST, TIMOTHY FARNHAM,
individually and doing business
as Tobacco Traders and Trust and
Marlboroexpress.com, MARY KIM
JAMIESON, individually and doing
business as Tobacco Traders and
Trust and Marlboroexpress.com,
NATIVE EXPRESS, DON DOCTOR,
individually and doing business
as Marlboroexpress.com and
Nativeexpress.com, DENNIS KENNEDY,
individually and doing business
and Double D Smoke Shop, SOVEREIGNTY
VENTURES, INC., DON DELAND,
individually and doing business as
Sovereignty Ventures, Inc., IROQUOIS
TOBACCO COMPANY, SCOTT SNYDER,
individually and doing business as
Iroquois Tobacco Company, SIMON
MOSHEL, an individual; MICHAEL MOSHEL,
an individual, ROBERT BERARDELLI, an
individual, and Does One Through
Ten Inclusive

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y. ★
JAN 23 2006
P.M. _____
TIME A.M. _____

Defendants.

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There having been no appearance on behalf of defendant
Timothy Farnham, the application for a stay of the execution of
the Judgment, Preliminary Injunction, and Order against Farnham
is denied.

The Clerk is directed to transmit a copy of the within
to all parties.

SO ORDERED.

Dated : Brooklyn, New York
January 18, 2006

~~United States District Judge~~